

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 7-31-08

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DOOLIM CORPORATION

Plaintiff,

-against-

R DOLL LLC, et al.

Defendants.
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08 Civ. 1587 (BSJ) (HBP)

SCHEDULING
ORDER

PITMAN, United States Magistrate Judge:

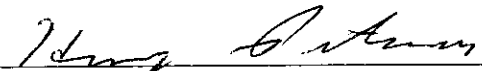
This matter having been referred to me to conduct an inquest and to report and recommend concerning plaintiff's damages, it is hereby ORDERED that:

1. Plaintiff shall submit proposed findings of fact and conclusions of law concerning damages no later than September 30, 2008. All factual assertions made by plaintiff are to be supported by either affidavit or other material of evidentiary weight.
2. Defendants shall submit their response to Plaintiff's submission, if any, no later than October 30, 2008. IF DEFENDANTS (1) FAIL TO RESPOND TO PLAINTIFF'S SUBMISSIONS, OR (2) FAIL TO CONTACT MY CHAMBERS BY OCTOBER 30, 2008 AND REQUEST AN IN-COURT HEARING, IT IS MY INTENTION TO ISSUE A REPORT AND RECOMMENDATION CONCERNING DAMAGES ON THE BASIS OF

PLAINTIFF'S WRITTEN SUBMISSIONS ALONE WITHOUT AN IN-
COURT HEARING. See Transatlantic Marine Claims Agency,
Inc. v. Ace Shipping Corp., 109 F.3d 105, 111 (2d Cir.
1997); Fustok v. ContiCommodity Services Inc., 873 F.2d
38, 40 (2d Cir. 1989) ("[I]t [is] not necessary for the
District Court to hold a hearing, as long as it ensured
that there was a basis for the damages specified in a
default judgment.")

Dated: New York, New York
July 31, 2008

SO ORDERED


HENRY PITMAN
United States Magistrate Judge

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